

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPURSINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJWrit Petition No. 328 of 1998

PETITIONER : Krishnachandra s/o Visheshar
Aghariya aged 50 years Gram
Jarekela, P.C. No. 37 Tahsil
Gharghoda, Dist. Raigarh, M.P.

VERSUS

- RESPONDENTS
1. State of Madhya Pradesh through Secretary, Revenue Department Vallabh Bhawan, Bhopal.
 2. The Collector, Raigarh, Dist. Raigarh, M.P.
 3. The Sub Divisional Officer (Civil), Gharghoda, Dist. Raigarh, M.P.
 4. Uttar Kumar s/o Chandrabhan s/o Chandrabhan aged about 24 years
 5. Abhimanyu s/o Chandrabhan ~~aged~~ about 22 years
 6. Smt. Chortekhin w/o chandradhan ~~aged~~ about 42 years
 7. Sukhram s/o Budhukawar aged 60 years

Respondents no. 4 to 7 by Caste Kavar resident of Gram Jarekela P.C. No. 37 Tah. Gharghoda, Dist. Raigarh.

Present: Shri P. Diwakar, learned Sr. Advocate with Shri Adil Minhaj, learned counsel for the petitioner.
Shri Sanjay S Agrawal, learned G.A. for the State.

ORAL ORDER(Passed on 22nd June, 2006)

The points that arise for decision are substantially similar to those that arose for decision in W.P. No.910 of 1998, disposed of by me, by a separate order today, except the details of the land, notice, proceedings

etc. In that view of the matter, I dismiss the writ petition with no order as to costs. The 3rd respondent-Sub Divisional Officer is directed to consider the reply already filed by the petitioner, if any, give the parties fair opportunity to submit their respective case and appreciate the evidence produced by them and pass appropriate order, in accordance with law, at an early date. It is, however, directed that the status-quo that obtains as on today with regard to possession of the subject property shall be maintained till the 3rd respondent disposes of the proceedings. After receipt of a copy of this order, before taking any further step and conducting any hearing, the 3rd respondent shall issue notice of hearing to the parties.

Sd/-
Chief Justice

Suby